

IN THE ILLINOIS COMMERCE COMMISSION
527 E. Capitol Avenue
Springfield, IL 62701

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MAR 08 2006

UNITED TRANSPORTATION UNION -
ILLINOIS LEGISLATIVE BOARD,

against

CANADIAN PACIFIC RAILWAY

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Case: T04-0082

Illinois Commerce Commission
RAIL SAFETY SECTION

MOTION FOR CONTINUANCE OF HEARING DATE

NOW COMES the UNITED TRANSPORTATION UNION ("UTU"), Illinois Legislative Board, by and through its attorneys, HISKES, DILLNER, O'DONNELL, MAROVICH & LAPP, LTD., and moves this Court to grant a continuance of the March 30, 2006 hearing date and in support thereof states as follows:

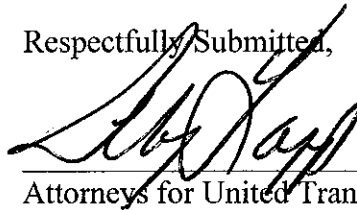
1. On March 1, 2006, the Court in this matter set this matter down for a hearing date of March 30, 2006 in Springfield.
2. Timothy Lapp, counsel for UTU, has had a family vacation planned for almost one (1) year beginning on March 24 and returning on April 1, 2006.
3. Joseph Szabo, the Legislative Director for the UTU and a participant in the hearing on this matter, will not be available for hearing on April 7, 2006, nor will he be available for hearing during the first week of May, 2006.
4. The UTU respectfully requests a continuance of this matter to a date which is after March 30, 2006 and which does not fall on Friday, April 7, 2006 or the first week of May, 2006.

RW-DJ

5. The reason for this request is not to prejudice anybody or to delay this matter, but is to try to work around conflicts which have arisen due to the setting of this hearing for March 30, 2006.

WHEREFORE, Petitioner respectfully requests that this Court grant a continuance of the March 30, 2006 hearing date to a date which would not conflict with the dates that the UTU has provided and for such other and further relief as this Court deems fair and equitable.

Respectfully Submitted,



Attorneys for United Transportation Union -
Illinois Legislative Board

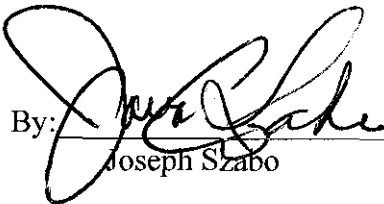
Timothy C. Lapp
HISKES, DILLNER, O'DONNELL,
MAROVICH & LAPP, LTD.
16231 Wausau Avenue
South Holland, IL 60473
(708) 333-1234

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

VERIFICATION BY CERTIFICATION

Under penalties of perjury as provided by law pursuant to 735 ILCS 5/1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that I verily believe the same to be true.

DATED: March 6, 2006

By:  _____
 Joseph Szabo

Timothy C. Lapp
HISKES, DILLNER, O'DONNELL,
MAROVICH & LAPP, LTD.
16231 Wausau Avenue
South Holland, IL 60473
(708) 333-1234

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

**UNITED TRANSPORTATION UNION -
ILLINOIS LEGISLATIVE BOARD**

vs.

CANADIAN PACIFIC RAILWAY

No. T04-0082

NOTICE OF FILING

TO:

Illinois Commerce Commission
ATTN: David Lazarides
527 E. Capitol Avenue
Springfield, IL 62701

Mr. Daniel J. Mohan
Daly & Mohan, P.C.
Suite 1550
150 N. Wacker Drive
Chicago, IL 60606

Mr. Steven L. Matrisch
Office of Transportation
Counsel
Illinois Commerce
Commission
527 E. Capitol Avenue
Springfield, IL 62701

PLEASE TAKE NOTICE THAT on the 6 day of March, 2006, I filed the attached MOTION FOR CONTINUANCE OF HEARING DATE.

By: _____

On of Its Attorneys

Timothy C. Lapp
HISKES, DILLNER, O'DONNELL,
MAROVICH & LAPP, LTD.
16231 Wausau Avenue
South Holland, IL 60473
(708) 333-1234
Atty. No. 80407

PROOF OF SERVICE

I, the undersigned, an attorney, on oath state that I served this notice to the above parties at their respective addresses on March 6, 2006, by United States First Class Mail.

Daniel Baumgartner

SUBSCRIBED and SWORN to before
me this 6th day of March, 2006.

Cynthia Caposey
Notary Public

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